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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR: Gregg M. Gallatin et al.) EXAMINER: Paul Dinh
SERIAL NO.: 10/694,473) ART UNIT: 2825
FILING DATE: October 27, 2003) DATE: January 31, 2007
FOR: INCORPORATION OF PERFORMANCE IN
MODEL-BASED OPC ENGINE UTILIZING
EFFICIENT POLYGON PINNING METHOD

RESPONSE TO RESTRICTION REQUIREMENT-ELECTION OF SPECIES

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Commissioner for Patents
P.O. Box 1450
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Name: Carol M. Thomas Date: January 31, 2007

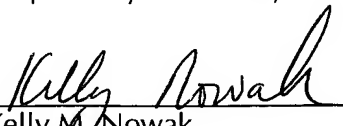
Signature: 

Dear Sir:

Responsive to the Office Action mailed January 9, 2007, and the restriction requirement made therein, applicants provisionally elect Group I, claims 1-19 and 30, drawn to a model-based OPC without polygons, for continued examination herein.

Applicants traverse the restriction requirement on the grounds that 35 USC § 121 authorizes restriction only when the claimed invention is "independent and distinct" (emphasis added). A search of the subject matter of Group I, claims 1-19 and 30, would necessarily require a search of the subject matter of Group II, claims 20-29. Thus the method delineated in Group II is not directed to an independent and distinct matter.

Respectfully submitted,


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